

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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|---------------------------------|---|---|
| UNITED STATES OF AMERICA | : | CRIMINAL NO. 04-_____ |
| | : | |
| v. | : | DATE FILED: <u>January 28, 2004</u> |
| | : | |
| STEVEN ROBERTS, | : | 21 U.S.C. § 846 (Conspiracy to |
| DANIEL MANGINI, and | : | distribute and to possess with |
| PETER PEPE | : | the intent to distribute methamphetamine |
| | : | - 1 count) |
| | : | |
| | : | 21 U.S.C. § 841(a)(1) (Distribution of |
| | : | and possession with the intent to |
| | : | distribute methamphetamine |
| | : | - 3 counts) |
| | : | |
| | : | 18 U.S.C. § 2 (Aiding and abetting) |
| | : | |
| | : | Notice of Forfeiture |

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From in or about March 2002 through on or about December 30, 2003, at Philadelphia, in the Eastern District of Pennsylvania and elsewhere, the defendants

**STEVEN ROBERTS,
DANIEL MANGINI, and
PETER PEPE**

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally distribute and possess with the intent to distribute more than 50 grams of methamphetamine, commonly known as “Ice,” a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a) and 841(b)(1)(A).

MANNER AND MEANS

2. Defendants STEVEN ROBERTS and DANIEL MANGINI distributed methamphetamine in and around Philadelphia, Pennsylvania.

3. Defendants STEVEN ROBERTS, DANIEL MANGINI, and PETER PEPE communicated with each other regarding the distribution of methamphetamine.

4. Defendants STEVEN ROBERTS, DANIEL MANGINI, and PETER PEPE made arrangements among each other regarding where and how the methamphetamine would be acquired and distributed.

OVERT ACTS

In furtherance of the conspiracy, and in order to accomplish its objects, the following overt acts, among others, were performed by defendants and others known and unknown to the grand jury in the Eastern District of Pennsylvania and elsewhere:

1. At all relevant times, defendants STEVEN ROBERTS and DANIEL MANGINI resided together at 1942 Wolf St., 2nd Floor, Philadelphia, PA.

2. At all relevant times, defendant PETER PEPE resided at 423 McKean St., Philadelphia, PA.

3. On or about December 3, 2003, in Philadelphia, defendant PETER PEPE met with a witness cooperating with the Drug Enforcement Administration (the "CW"). PEPE agreed to arrange a delivery of methamphetamine, represented that the methamphetamine would be an extremely pure form of the drug commonly known as "Ice," and stated that defendant STEVEN ROBERTS would deliver the methamphetamine to the CW the next day.

4. On or about December 4, 2003, in Philadelphia:

a. Defendant PETER PEPE met with the CW at 423 McKean St. for the purpose of delivering the methamphetamine;

b. Defendant STEVEN ROBERTS left his residence at 1942 Wolf St., entered 423 McKean St., and met with PEPE and the CW;

c. Defendants STEVEN ROBERTS and PETER PEPE delivered approximately 6.9 grams of methamphetamine to the CW.

5. On or about December 30, 2003, in Philadelphia:

a. A package containing over 100 grams of methamphetamine was delivered to 1942 Wolf St., the residence of defendants STEVEN ROBERTS and DANIEL MANGINI. The package was a FedEx package, Control No. 840698190241; an 11 ½ by 15 inch package; sender: Ray Piper, Applewood Funding Inc., 3615 N. 16th St., Phoenix, AZ 85016; recipient: Maureen Berry, 1942 Wolf St., 2nd Floor, Philadelphia, PA 19145 (the "Package").

b. Prior to delivery of the Package, defendant DANIEL MANGINI entered the residence at 1942 Wolf St., 2nd Floor (the "Residence"), carrying a black bag.

c. At the Residence, defendant DANIEL MANGINI signed for the Package. When asked if he was "Maureen Berry," the listed recipient of the package, he stated that, "No, she is upstairs." MANGINI then signed for the Package and took it into the Residence.

d. Defendant STEVEN ROBERTS entered the Residence. Inside the Residence, ROBERTS opened up the Package.

e. Defendants STEVEN ROBERTS and DANIEL MANGINI were in possession of drug paraphernalia inside the Residence, including material for packaging drugs,

material for weighing drugs, and material for storing drugs and drug proceeds.

f. Inside the black bag that defendant DANIEL MANGINI carried into the Residence, MANGINI had stored his identification and more than five grams of methamphetamine.

g. Inside the Residence, defendant STEVEN ROBERTS and DANIEL MANGINI were in possession of approximately \$2,788 in United States currency.

h. Inside the Residence, defendants STEVEN ROBERTS and DANIEL MANGINI stored an additional amount of methamphetamine in a safe.

i. Inside the Residence, defendants STEVEN ROBERTS and DANIEL MANGINI were in possession of a letter and other written materials that described their joint distribution and involvement in the distribution of methamphetamine from March 2002 through December 2003.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 4, 2003, at Philadelphia, in the Eastern District of Pennsylvania, the defendants

**STEVEN ROBERTS
and
PETER PEPE**

did knowingly and intentionally distribute, and did aid and abet in the distribution of, more than five grams, that is approximately 6.9 grams, of methamphetamine, commonly known as “Ice,” a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B), and Title 18, United States Code, Section 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 30, 2003, at Philadelphia, in the Eastern District of Pennsylvania, the defendants

**STEVEN ROBERTS
and
DANIEL MANGINI**

did knowingly and intentionally possess with the intent to distribute, and did aid and abet in the possession with the intent to distribute of, more than 50 grams, that is approximately 100 grams, of methamphetamine, commonly known as “Ice,” a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A), and Title 18, United States Code, Section 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 30, 2003, at Philadelphia, in the Eastern District of Pennsylvania, the defendant

DANIEL MANGINI

did knowingly and intentionally possess with the intent to distribute more than five grams of methamphetamine, commonly known as “Ice,” a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

NOTICE OF FORFEITURE

1. As a result of the violations of Title 21, United States Code, Sections 841(a)(1) and 846, set forth in this Indictment, the defendants

**STEVEN ROBERTS
and
DANIEL MANGINI**

shall forfeit to the United States of America any property constituting, or derived from, proceeds obtained directly or indirectly as the result of the violations of Title 21, United States Code, Sections 841(a)(1) and 846 as charged in this Indictment, including, but not limited to, the sum of \$ 2,788 in United States currency recovered from 1942 Wolf Street, Philadelphia, PA.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney